

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re DELPHI CORPORATION, et al.,

Debtors,

Bankruptcy Court  
Case No. 05-44481(RDD)

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**NOTICE OF MOTION FOR LEAVE TO APPEAL**

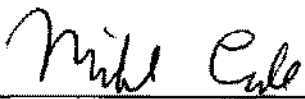
STATE OF NEW YORK     )  
                                  )     ss:  
COUNTY OF NEW YORK    )

PLEASE TAKE NOTICE that creditors H.E. Services Company and Robert Backie by their attorneys, the Mastromarco Firm and Lefkowitz, Hogan & Cassell, LLP, upon the annexed Notice of Appeal, Affirmation, Memorandum of Law and exhibits, pursuant to Section 8003 of the Federal Rules of Bankruptcy Procedure, will move this Court on the \_\_\_\_ day of October, 2006, at \_\_\_\_ a.m. for an order granting them leave to appeal from the Decision of the Bankruptcy Court denying their application for relief from the automatic stay.

As noted, the Notice of Appeal is attached hereto.

Dated: Jericho, New York  
September 27, 2006

**LEFKOWITZ, HOGAN & CASSELL, LLP**  
Local Counsel for H.E. Services Company and Robert  
Backie,

By:   
\_\_\_\_\_  
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Dated: Saginaw, New York  
September 25, 2006

**THE MASTROMARCO FIRM**  
Counsel for H.E. Services Company and  
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